

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Chunhua YAN et al.

Art Unit: 1652

Serial No. 09/978,167

Examiner: D. Steadman

Filed: October 17, 2001

Atty. Docket: CL001303

For: ISOLATED HUMAN SECRETED  
PROTEINS, NUCLEIC ACID MOLECULES  
ENCODING HUMAN SECRETED PROTEINS,  
AND USES THEREOF

**Statement Regarding Duty Of Disclose Information Material To Patentability  
Under 37 CFR 1.56 (a) and (b)**

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

*By Facsimile*

Sir:

This statement is to inform the United States of Patent and Trademark Office that Applicants and their representative have made a good faith effort in searching prior art relating to this invention.

No prior art material to patentability of the present invention has been found. The closest information associated with the invention is disclosed in Figures 1 and 2 in the top BLAST search results. However, this information, by itself or in combination with other information, does not constitute a prima facie case of unpatentability of any of the pending claims. Thus, it does not defeat the novelty of the present invention and the actual underlying references for the top BLAST hits are not being provided.

Respectfully submitted,

CELERA GENOMICS

OFFICIAL

Date: August 12, 2003By:   
Justin D. Karjala, Reg No. 43,704

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#6a  
8/19/03**FACSIMILE MESSAGE - PLEASE DELIVER PROMPTLY**

August 12, 2003

**FAX RECEIVED**

TO: Examiner David Steadman  
Group 1652  
703-308-3934

AUG 12 2003

**GROUP 1600**

FROM Justin D. Karjala  
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# OF PAGES (incl. cover): 10

Re: U.S. Serial No. 09/978,167, filed October 17, 2001  
Entitled "ISOLATED HUMAN SECRETED PROTEINS, NUCLEIC ACID  
MOLECULES ENCODING HUMAN SECRETED PROTEINS, AND USES  
THEREOF"  
Atty. Docket No.: CL001303

A Preliminary Amendment (Restriction Election), IDS Statement, and a Petition for One-Month Extension of Time in the above-identified application follows.

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